

RES12-056

Wilmington, Delaware  
September 6, 2012

#3717

Sponsor:

Council  
Member  
Ignudo

**WHEREAS**, pursuant to Wilm. C. (Charter) §8-205, a department head, board or commission of the City shall not sell or exchange any real estate belonging to the City or grant any license, easement, right-of-way or other interest over in such real estate without advertised public notice appearing in at least one daily newspaper of City-wide distribution and "authority by general ordinance and later resolution from the Council so to do"; and

**WHEREAS**, Wilm. C. §2-621(a) provides that the Council shall by resolution declare a property approved for disposition and authorize the conduct of disposition proceedings by the Department of Real Estate and Housing; and

**WHEREAS**, the provisions of Wilm. C. §2-621(c) provide that governmental agencies, governmental authorities organized pursuant to Title 22 of the Delaware Code and non-profit organizations are exempt from the City's bid procedures and that upon the declaration of a property as surplus, by resolution of City Council, the City may negotiate an agreement of sale, lease, exchange, or other transfer of such property owned by the City to any such governmental agency, governmental authority or non-profit organizations; and

**WHEREAS**, Rivers Edge Association, Inc. is seeking to rehabilitate homes to be sold to homeowners at 1606 and 1608 Howland Street, being Tax Parcel Nos. 26-027.10-208 and 26-027.10-209 (collectively, the "Property"); and

**WHEREAS**, in accordance with the recommendation of the Department of Real Estate and Housing, the City desires that the interest of the City in the Property be declared surplus and be approved for disposition and transferred to Rivers Edge Association,

Inc., a non-profit corporation, for the rehabilitation of the existing homes to be sold to homeowners.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON** that the Council hereby declares as surplus and authorizes and approves the disposition of any interest the City of Wilmington may have in the Property, to Rivers Edge Association, Inc., a non-profit corporation, for the rehabilitation of the homes.

**BE IT FURTHER RESOLVED** that Council authorizes the Director of Real Estate and Housing to execute any and all documents necessary to effectuate the transfer of the Property, including any and all undertakings and assurances heretofore.

Passed by City Council,  
September 6, 2012

ATTEST: Mairbel Seijo  
City Clerk

Approved as to form this  
29 day of August, 2012

Thomas Carney  
Assistant City Solicitor

**SYNOPSIS:** This Resolution declares as surplus and authorizes and approves the disposition to Rivers Edge Association, Inc. of any interest the City may have in 1606 and 1608 Howland Street.